SEP 2 8 2010

Attorney Docket Number: FSP0291 Application Number: 09/759,935

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## AMENDMENT AND REMARKS

## FOR

Attorney Docket Number: FSP0291 Client Reference Number: 267644US

Title: identifying a signal route for delivery of video-on-demand to a subscriber terminal

Application Number: 09/759,935

Filing Date: Friday, January 12, 2001 First Named Inventor: Schiller, Jay B.

Group Art Unit: 2611

Examiner Name: Brown, Reuben

I hereby certify that this correspondence is being transmitted via EFS or facsimile to the USPTO (number 571-273-8300) or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

9/28/10	/Charles A. Mirho/
Date	NAME Charles A. Mirho

Attorney Docket Number: FSP0291 Application Number: 09/759,935

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## **Summary**

Claim 42 is rejected under 35 U.S.C. §112, second paragraph, as being allegedly indefinite for failing to particularly point out and distinctly claim the subjectmatter which applicant regards as the invention. Claims 42-45 are rejected under 35 U.S.C. §103(a) as being allegedly unpatentable over Son, (U.S. Pat # 6,697,376) in view of Dodson, (U.S. Pat # 6,873,622).